Attorney Docket No. 54008.8087.US01
P01-0048US2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Eric J. BERGMAN *et al.*	EXAMINER: Joseph L. Perrin
APPLICATION NO.: 10/655,210	ART UNIT: 1746
FILED: SEPTEMBER 4, 2003	CONF. NO: 7002
FOR: **MULTI-PROCESS SYSTEM**	

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Semitool, Inc., Assignee of

☐ an undivided share of the entire right, title, and interest

☒ the entire right, title and interest

in the above-identified patent application by virtue of two Assignments recorded in the U.S. Patent and Trademark Office at Reel 012420, Frame 0063, and Reel 012419, Frame 0992, both recorded on December 31, 2001, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 USC §154 to §156 and §173, as presently shortened by any terminal disclaimer, of

U.S. Patent No. 6,427,359.

In making this Disclaimer, Assignee does <u>not</u> concede or agree that any of the pending claims is obvious over any claim in the patent listed above. Rather, this Disclaimer is made only for expediency in the examination of the application.

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<u>Certificate of Mailing</u>

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

November 12, 2004
Date of Deposit

Debbie Gilbert
Debbie Gilbert

[54008-8087/LA043150.013]

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patent is commonly owned.   This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 USC §154 to §156 and §173 of the above-listed patent, as presently shortened by any terminal disclaimer, in the event that said patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1.   Certification under 37 CFR §3.73(b)

I, the undersigned, am empowered to act on behalf of the Assignee. The evidentiary documents referred to above have been reviewed by the undersigned and it is certified that to the best of my knowledge and belief, title is in the Assignee seeking to take action.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.   Fee Payment

The Commissioner is hereby authorized to charge the Terminal Disclaimer filing fee of $110.00 for a large entity to Deposit Account No. **50-2586**. A duplicate copy of this page is enclosed.

Dated: _November 12, 2004_   Respectfully submitted,

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